

Notice of Allowance Date: September 17, 2004 Issue Fee Due Date: December 17, 2004

Confirmation No.: 5976

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

David M. Koelle et al.

Examiner:

Mary Mosher

Serial No.:

10/073,834

Group Art Unit:

1648

Filed:

February 11, 2002

Docket:

G&C 30967.3-US-D1

Title:

IMMUNOLOGICAL HERPES SIMPLEX VIRUS ANTIGENS AND METHODS FOR USE

THEREOF

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV 530999160US Date of Deposit: December 15, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 and is addressed to: Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name: Isabell Ogata

Mail Stop ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing under 37 CFR 1.10.
- Copy of July 8, 2004: Assertion of Entitlement to Small Entity Status pursuant to 37 C.F.R. §1.27.
- PTOL-85 − Part B − Issue Fee Transmittal (in duplicate).
- Nublication Fee.
- Advance Order of Patent (11 copies).
- Charge in the amount of \$700 to Deposit Account No. 50-0494 for the Issue Fee
- Charge in the amount of \$300 to Deposit Account No. 50-0494 for the Publication Fee.
- Charge in the amount of \$33 to Deposit Account No. 50-0494 for the Advance Order of the Patent.
- Return postcard.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP

Howard Hughes Center 6701 Center Drive West, Suite 1050 Los Angeles, CA 90045 (310) 641-8797

Name: Karen S. Canady

Reg. No.: 39,927

KSC/io

(PTO TRANSMITTAL - GENERAL)